IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 12TH SEPTEMBER 2006 / 21ST BHADRA 1928

Bail Appl..No. 5429 of 2006

CMP.3594/2006 of J.M.F.C.,MAVELIKKARA
CRIME NO.202/2006 OF NOORANAD POLICE STATION

.....

PETITIONER/ACCUSED

SUGATHAN, S/O. KUNJUPILLAI,
SINI BHAVAN, VEDARAPLAVU MURI,
THAMARAKULAM.

BY ADV. SRI.G.GOPAKUMAR (CHERTHALA)

RESPONDENTS: COMPLAINANT/STATE

STATE OF KERALA, REP. BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5429/2006

DATED THIS THE 12TH DAY OF SEPTEMBER, 2006

O R D E R

The petitioner is the first accused, in crime No.202/2006 of Nooranad Police Station for the offence punishable under Section 8(1) & (2) as well as 55(a) of the Abkari Act. It is alleged by the prosecution that on 15.6.2006, 900 liters of spirit had been transported in a vehicle, owned by the petitioner. He was arrested on 17.7.2006, and remains in judicial custody, thereafter. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the facts that are placed before me and the duration of the judicial detention, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of

the Judicial Magistrate of First Class, Mavelikkara.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Friday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 15.9.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs